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N THE UNITED STATES PATENT AND TRADEMARK OFFICE

The Application of the Assignment of the Assignm

Application No.: 10/626,314

Filed:

July 24, 2003

Title:

Substituted Diaryl Heterocycles, Process for Their Preparation and Their Use as

Medicaments

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Missing Parts, at 703-746-4060, on

Date of Deposit December 10, 2003

Printed Name of Person Signing Certificate Bonnie Stein

Signature

Bonnie Volce

LATE SUBMISSION OF DECLARATION UNDER 37 C.F.R. 1,53(f)

Mail Stop Missing Parts Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

In response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING DATE GRANTED" which was mailed on December 5, 2003 and which indicated that the oath or declaration was missing, Applicants submit herewith the Declaration for the present application and a copy of Form PTO-1533.

Also, enclosed is the Power of Attorney for Patent Application.

Please charge the \$130.00 fee involved to Deposit Account No. 18-1982. The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment to Account No. 18-1982.

Respectfully submitted,

Lawrence L. Martin, Reg. No. 46,902

Attorney/Agent for Applicant

Aventis Pharmaceuticals Inc.
Patent Department
Route #202-206 / P.O. Box 6800
Bridgewater, NJ 08807-0800
Telephone (908) 231-4803
Telefax (908) 231-2626

Docket No. DEAV2002/0052US NP

Dellents Lother Schwirts et al.

Serial No.: 10/626,314

Group Art Unit: To Be Assigned

Filed:

July 24, 2003

Title:

Substituted Diaryl Heterocycles, Process for Their Preparation and Their Use as Medicaments

POWER OF ATTORNEY FOR PATENT APPLICATION

Mail Stop Missing Parts Commissioner of Patents P. O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

We, <u>Dr. Elmar-Michael Wein and Dr. Hans-Jürgen Fischer</u>, Authorized Signatories of Aventis Pharma Deutschland GmbH, Assignee of the above-identified Application, hereby appoint the attorneys and/or agents associated with the Customer No.(s) provided below as attorneys and/or agents with full power to prosecute this application on behalf of Assignee and to transact all of Office:

Customer Number:

005487
PATENT TRADEMARK OFFICE

Effective Date:

July 24, 2003

Ву:

Dr. Elmar-Michael Wein

Dr. Hans-Jürgen Fischer

Title:

_Prokurist

Handlungsbevollmächtigter

Date:

October 29, 2003

Address correspondence and telephone calls to:

Lawrence L. Martin, Reg. No. 46,902 Aventis Pharmaccuticals Inc.

Patent Department

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| The second of th | and for which a patent is sought on | iress(es) and citizenship(s), are as stated below my name(s). Original, first and sole/joint inventor(s) of the subject matter which is claimed |
| • | Substituted Diaryl Heter | ocycles, Process for Their Preparation and Their Use as Medicaments is attached hereto (Aventis Docket No. 27 |
| | and the specification of which | as Medicaments |
| • | (check one) | is attached hereto (Aventis Docket No.DEAV2002/0052US NP) was filed on July 24, 2003, as ILS Applies |
| • | | and was amended as U.S. Application Number 10/626 214 |
| • | I/We hereby state that the | and as a walled in PCT Int'l Application Number |
| : | including the claims as amended by a I/We acknowledge the duty to disclos | Wiewed and understand the |
| · | be material to patentability as defined | ny amendment referred to above. et of the above identified specification, e to the U.S. Patent and Trademark Office all information known to me/us to in 37 C.F.R. 1.56. |
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| • | least one other country other than the | efits under Title 35, United States Code §119(a)-(d) or 365 (b) of any foreign United States of America, listed below and having a filing data backgrated at imed. |
| | | ertificate, or 365(a) of any PCT international application which designated at United States of America, listed below and having a filing date before that of Before that of the application on which priority is claimed: |
| Foreign | , | o belone that of the application on which priority is claimed: |
| Priority: | Number Germany Country | 25 July 2002 |
| | , | Day/Month/Year Filed |
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| <u>.</u> ⊠! | I/We hereby claim the benefit under | Title 35, United States Code §119(e) of any United States Provisional |
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| | Number 25 Novemb | <u>er 2002</u> |
| | I/We hereby claim the bones. | |
| | application(s) or international application | Title 35, United States Code \$120 or 365(c) of any United States action is not disclosed in the prior United States application in the subject 35, United States Code to the prior United States application in the subject |
| | provided by the first paragraph of Title | designating the United States listed below and, insofar as the subject ation is not disclosed in the prior United States application in the manner billity as defined in Title 37. Code of Federal Regulations 54.58 |
| • | became available between the filing date this application. | 35. United States Code §112. I/We acknowledge the duty to disclose of the prior United States application in the manner bility as defined in Title 37. Code of Federal Regulations §1.56 which of the prior application and the national or PCT international filing date of |
| | | and national or PCT international filing date of |
| | Application Serial No. Filing Date | Status (Patented, Pending) |
| We hereby | declare that all statements made have | |
| and the like s | believed to be true; and further that these made are punishable by fine | my own knowledge are true and that all statements made on information statements, or both, under Title 18, United States code \$1001, and that application or any part that the statements. |
| Milital 19186 2 | atements may jeopardize the validity of the | my own knowledge are true and that all statements made on information statements were made with the knowledge that willful false statements iment, or both, under Title 18, United States code §1001, and that such application or any patent issued thereon. |
| Inventors(s): | Additional names and signatures a | to all the state of the state o |
| 7 Bullion 1 - F | | e attached. |
| | othar SCHWINK | 2. Full name: Siggfried STENGELIN |
| Signature: | Sother Schund | |
| Country of Citizer | Oct 20, 2003 sship: Germany | Signature: Oct 23 Zm23 |
| Residence: Stadi | fallendorf Germany | Country of Citizenship; Germany |
| P. O. Address: A | m Hintertor 2 | Residence: Eppstein, Germany (City and Smte/City and Country only) |
| <u>. 3</u> | 5260 Stadtallendorf, Germany | P. O. Address: Sachsenring 27 |

65817 Eppstein, Germany

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| | 65719 Hofheim, Germany | Mongenstr. 49 | |
| | | 65428 Rilsselsheim, Germany | |
| Signature: Date: Country of Ci Residence: <u>H</u> | Gerhard Hessler Geshard Hessler Geshard Hessler Oct Lo 2 go 2 tizenship: Germany ofheim, Germany (City and State/City and Country only) Im Langewann 53 65719 Hofheim, Germany | Signature: Date: Country of Citizenship: Switzerland Residence: Arizona, USA (City and State/City and Country only) P. O. Address: 11495 N. Ingot Loop Oro Valley, Arizona 85737 USA | |
| | Armin Walser | | |
| Signature: Date! | | | |
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Aventis Docket No. DEAV2002/0052US NP

Tuscon, Arizona 85718 USA

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| | inventors(s): | Additional names | and signatures | are attached. | • |
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| | т. кап иатие Т | othar SCHWINK | | 2. Full name: | Slegfried STENGELIN |
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| | 5. Poll name: Gerhard Hessler | 6. Full name: Gerard Rosse |
| | Signstyre: | C: 10 : |
| | Date: | Signature: Glissof Romi Date: 08/18/03 |
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| | Residence: Hofheim, Germany (City and State/City and Country only) | Residence: Arizona, USA |
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| | 7. Full name: Armin Walser | |
| | Signature: Armin Molson Date: 08/18/03 | |
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| | Tuscon, Arizona 85718 USA | • • • • • • • • • • • • • • • • • • • |
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